# 2005 Review Conference of the Parties to the Treaty on the Non-Proliferation of Nuclear Weapons

25 May 2005

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## Report of Main Committee II

### Establishment and terms of reference

1. Under rule 34 of its rules of procedure, the 2005 Review Conference of the Parties to the Treaty on the Non-Proliferation of Nuclear Weapons established Main Committee II as one of its three Main Committees and decided to allocate to it the following items for its consideration (see document NPT/CONF.2005/DEC.1):

*Item 16.* Review of the operation of the Treaty:

(c) Implementation of the provisions of the Treaty relating to non-proliferation of nuclear weapons, safeguards and nuclear-weapon-free zones:

(i) Article III and preambular paragraphs 4 and 5, especially in their relationship to article IV and preambular paragraphs 6 and 7;

(ii) Articles I and II and preambular paragraphs 1 to 3 in their relationship to articles III and IV;

(iii) Article VII;

*Item 17.* Role of the Treaty in the promotion of non-proliferation of nuclear weapons and of nuclear disarmament in strengthening international peace and security and measures aimed at strengthening the implementation of the Treaty and achieving its universality.

Additionally, institutional issues were also dealt with under agenda item 17.

2. Also, pursuant to rule 34 of its rules of procedure, the Conference approved the establishment of subsidiary body 2, under Main Committee II. The Conference decided that subsidiary body 2 would examine "Regional issues, including with respect to the Middle East and implementation of the 1995 Middle East resolution". It further decided that the subsidiary body would be open-ended and that the meetings of the subsidiary body would be held in private. The Conference decided that subsidiary body 2 would hold two meetings and a proportionally shared meeting within the overall time allocated to Main Committee II and that the outcome of the

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work of the subsidiary body would be reflected in the report of Main Committee II to the Conference (NPT/CONF.2005/DEC.2).

## Officers of the Committee

3. The Conference unanimously elected Ambassador László Molnár (Hungary) as the Chairman of the Committee and Ambassador Jorge Taiana (Argentina) and Ms. Saja Sattam Habes Majali (Jordan) as Vice-Chairpersons of the Committee.

4. Subsidiary body 2 was chaired by Ambassador Antonio Nuñez Garcia-Sauco (Spain).

## Documents before the Committee

5. The Committee had before it the following documents that were relevant for the work of the Committee:

(a) Conference papers

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| NPT/CONF.2005/1 | Final report of the Preparatory Committee for the 2005 Review Conference of the Parties to the Treaty on the Non-Proliferation of Nuclear Weapons |
| NPT/CONF.2005/15 | Steps to promote the achievement of a nuclear-weapon-free zone in the Middle East and the realization of the goals and objectives of the 1995 resolution on the Middle East: Compilation of reports |
| NPT/CONF.2005/41 | Note verbale dated 17 May 2005 from the Permanent Representative of Luxembourg to the United Nations addressed to the Secretary-General of the 2005 Review Conference of the Parties to the Treaty on the Non-Proliferation of Nuclear Weapons |

(b) Conference working papers

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| NPT/CONF.2005/WP.3* | Non-proliferation of nuclear weapons: working paper submitted by China |
| NPT/CONF.2005/WP.4 | Nuclear-weapon-free zone: working paper submitted by China |
| NPT/CONF.2005/WP.5 | Nuclear issues in the Middle East: working paper submitted by China |
| NPT/CONF.2005/WP.6 | Peaceful uses of nuclear energy: working paper submitted by China |
| NPT/CONF.2005/WP.8 | Working paper presented by the members of the Group of Non-Aligned Movement States parties to the Treaty on the Non-Proliferation of Nuclear Weapons |

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| NPT/CONF.2005/WP.10 | Article III and preambular paragraphs 4 and 5, especially in their relationship to article IV and preambular paragraphs 6 and 7 (Compliance and verification): working paper for submission to Main Committee II by Australia, Austria, Canada, Denmark, Hungary, Ireland, the Netherlands, New Zealand, Norway and Sweden |
| NPT/CONF.2005/WP.13 | Article III and preambular paragraphs 4 and 5, especially in their relationship to article IV and preambular paragraphs 6 and 7 (Physical protection and illicit trafficking): working paper for submission to Main Committee II by Australia, Austria, Canada, Denmark, Hungary, Ireland, the Netherlands, New Zealand, Norway and Sweden |
| NPT/CONF.2005/WP.14 | Article III and preambular paragraphs 4 and 5, especially in their relationship to article IV and preambular paragraphs 6 and 7 (Export Controls): working paper for submission to Main Committee II by Australia, Austria, Canada, Denmark, Hungary, Ireland, the Netherlands, New Zealand, Norway and Sweden |
| NPT/CONF.2005/WP.15 | Multilateral nuclear supply principles of the Zangger Committee: working paper submitted by Argentina, Australia, Austria, Belgium, Bulgaria, Canada, China, the Czech Republic, Denmark, Finland, France, Germany, Greece, Hungary, Ireland, Italy, Japan, Luxembourg, the Netherlands, Norway, Poland, Portugal, the Republic of Korea, Romania, the Russian Federation, Slovakia, Slovenia, South Africa, Spain, Sweden, Switzerland, Turkey, Ukraine, the United Kingdom of Great Britain and Northern Ireland and the United States of America as members of the Zangger Committee |
| NPT/CONF.2005/WP.19 | Substantive issues to be considered by Main Committee II of the 2005 Review Conference of the Parties to the Treaty on the Non-Proliferation of Nuclear Weapons: working paper presented by the members of the Group of Non-Aligned Movement States parties to the Treaty on the Non-Proliferation of Nuclear Weapons |

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| NPT/CONF.2005/WP.19/Corr.1 | Substantive issues to be considered by Main Committee II of the 2005 Review Conference of the Parties to the Treaty on the Non-Proliferation of Nuclear Weapons: working paper presented by the members of the Group of Non-Aligned Movement States parties to the Treaty on the Non-Proliferation of Nuclear Weapons: Corrigendum |
| NPT/CONF.2005/WP.21** | Further measures to be taken for strengthening the Treaty on the Non-Proliferation of Nuclear Weapons: twenty-one measures for the twenty-first century: working paper submitted by Japan |
| NPT/CONF.2005/WP.22* | Working paper of Japan |
| NPT/CONF.2005/WP.23 | Working paper submitted by Norway: NPT — a dynamic instrument and core pillar of international security |
| NPT/CONF.2005/WP.25 | Peaceful uses of nuclear energy: working document submitted by Cuba |
| NPT/CONF.2005/WP.26 | Proliferation security initiative: legal consequences from the standpoint of international law: working paper of Cuba |
| NPT/CONF.2005/WP.28 | Tashkent statement of representatives of Central Asian States on the establishment of a nuclear-weapon-free zone in Central Asia (7-9 February 2005) |
| NPT/CONF.2005/WP.29 | Note verbale dated 6 May 2005 from the Permanent Mission of Kazakhstan to the United Nations addressed to the Secretariat |
| NPT/CONF.2005/WP.35 | Working paper submitted by Belgium, Lithuania, the Netherlands, Norway, Spain, Poland and Turkey for consideration at the 2005 Review Conference of the Parties to the Treaty on the Non-Proliferation of Nuclear Weapons |
| NPT/CONF.2005/WP.36 | Implementation of the 1995 resolution and 2000 outcome on the Middle East: working paper submitted by Egypt to Main Committee II |
| NPT/CONF.2005/WP.39 | Achieving permanence with accountability: working paper submitted by Canada |

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| NPT/CONF.2005/WP.40 | The implementation of the resolution on the Middle East adopted by the 1995 Review and Extension Conference of the Parties to the Treaty on the Non-Proliferation of Nuclear Weapons: working paper presented by Qatar on behalf of the States members of the League of Arab States |
| NPT/CONF.2005/WP.42 | Views on substantive issues of the 2005 Review Conference: working paper submitted by the Republic of Korea |
| NPT/CONF.2005/WP.44 | Working paper based on the European Union statement for Main Committee II submitted by Luxembourg on behalf of the European Union, the acceding countries Bulgaria and Romania, the candidate countries Croatia and Turkey, the countries of the Stabilization and Association Process and potential candidates Bosnia and Herzegovina, the former Yugoslav Republic of Macedonia, and Serbia and Montenegro, as well as Norway, member of the European Economic Area |
| NPT/CONF.2005/WP.46 | Note verbale dated 10 May 2005 from the Permanent Mission of Mexico to the United Nations addressed to the President of the Conference |
| NPT/CONF.2005/WP.48 | Working paper submitted by the Islamic Republic of Iran for Main Committee II |
| NPT/CONF.2005/WP.51 | Enhanced strengthened review process for the Treaty: working paper submitted by the Netherlands |
| NPT/CONF.2005/WP.54 | Note verbale dated 20 May 2005 from the Permanent Mission of Germany addressed to the Department for Disarmament Affairs |
| NPT/CONF.2005/WP.55 | Note verbale dated 20 May 2005 from the Permanent Mission of Germany addressed to the Department for Disarmament Affairs |
| NPT/CONF.2005/WP.56 | Note verbale dated 20 May 2005 from the Permanent Mission of Germany addressed to the Department for Disarmament Affairs |
| NPT/CONF.2005/WP.58 | Strengthening the implementation of article III of the Treaty on the Non-Proliferation of Nuclear Weapons: working paper submitted by the United States of America |

(c) Documents submitted to Main Committee II:

(i) Working papers

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| NPT/CONF.2005/MC.II/WP.1 | Fundamental elements proposed by the European Union, in conformity with the common position adopted by the European Union Council of Ministers, to be inserted in the final document of the 2005 Treaty on the Non-Proliferation of Nuclear Weapons Conference concerning Main Committee II |
| NPT/CONF.2005/MC.II/WP.2 | Working paper submitted by Nigeria: nuclear-weapon-free zones |
| NPT/CONF.2005/MC.II/WP.3 | Article VII: working document presented by Kazakhstan, the Kyrgyz Republic, Tajikistan, Turkmenistan and Uzbekistan |

(ii) Conference working papers

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| NPT/CONF.2005/MC.II/CRP.1 | Indicative timetable for Main Committee II and subsidiary body 2 |
| NPT/CONF.2005/MC.II/CRP.2 | Report on the Middle East — pursuant to paragraph 16 (7) of the section on Article VII in the final document of the 2000 Treaty on the Non-Proliferation of Nuclear Weapons Review Conference — concerning the steps taken by France to promote the creation of a zone free of nuclear weapons as well as other weapons of mass destruction and the realization of the goals and objectives of the 1995 resolution on the Middle East |
| NPT/CONF.2005/MC.II/CRP.3 | Report of Main Committee II: Chairman's draft |
| NPT/CONF.2005/MC.II/CRP.4 | Draft report of Main Committee II |

(d) Documents submitted to Main Committee II, subsidiary body 2

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| NPT/CONF.2005/MC.II/SB.2/CRP.1 | Conference room paper submitted by the Chairman |

## Work of the Committee

6. The Committee held three plenary meetings and a fourth meeting, proportionally shared with subsidiary body 2, between 19 and 24 May 2005. An account of the discussions, which were held in public, is contained in the relevant summary records (NPT/CONF.2005/MC.II/SR.1-4). Subsidiary body 2 of Main Committee II held two meetings and a third meeting proportionally shared with Main Committee II, between 19 and 24 May. As the meetings of subsidiary body 2 were closed, there are no official records of those meetings. Main Committee II and subsidiary body 2 also held informal meetings and consultations during that period.

After an item-by-item consideration of the agenda items allocated to it, the Committee, both at its formal and informal meetings, proceeded to a detailed discussion of the proposals and documents before it. The various views expressed and proposals made are reflected in the summary records of the Committee and in the working papers submitted to it. Those summary records and working papers form an integral part of the report of the Committee to the Conference.

7. At the fourth meeting of Main Committee II, on 24 May 2005, Ambassador Antonio Nuñez Garcia-Sauco (Spain), as Chairman of subsidiary body 2, made an oral report to the Committee. Ambassador Nuñez stated that there was no consensus on the various proposals that he had tabled and that for the purposes of reporting to Main Committee II the outcome of the work of subsidiary body 2, he intended to issue a conference room paper under his own responsibility, giving an account of the status of the negotiations. The Committee took note of his report.

8. At the fourth meeting of Main Committee II, on 24 May 2005, the Chairman concluded that the Main Committee has not reached consensus to attach the Chairman's draft, as included in document NPT/CONF.2005/MC.II/CRP.3, to the final report of the Committee and to forward it to the Conference for further consideration. The Committee took note of the Chairman's statement and agreed to adopt its final report. Subsequently, the Chairman announced the work of Main Committee II to be concluded.